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10 Diane Colley, Michelle Colley Melissa Colley & Megan Colley
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

NATIONWIDE LIFE INSURANCE
COMPANY,

Plaintiff,

LYNN MARTINEZ,
AMERICAN FUNERAL
FINANCIAL, LLC, DIANE COLLEY,
MICHELLE COLLEY, MELISSA
COLLEY AND MEGAN COLLEY,

Defendants.

DIANE COLLEY, MICHELLE
COLLEY, MELISSA COLLEY AND
MEGAN COLLEY,

Cross-Complainants

vs.

LYNN MARTINEZ,

Cross-Defendant.

Case No. 2:16-cv-01845--JAD-NJK

STIPULATION TO
CONTINUE HEARING ON
MOTION TO DISMISS [AND
PROPOSED ORDER]

1 Cross-Complainants DIANE COLLEY, MICHELLE COLLEY, MELISSA
2 COLLEY and MEGAN COLLEY ("COLLEYS"), by and through their Counsel of
3 Record, THRONE & HAUSER and Cross-Defendant LYNN MARTINEZ
4 ("MARTINEZ"), by and through her Counsel of Record, SOLOMON DWIGGINS
5 & FREER, LTD. (collectively "Parties")¹, hereby submit the instant Stipulation to
6 Continue the Hearing on Motion to Dismiss currently scheduled for September 25,
7 2017 for a period of at least 30 days each as the parties are very close to a global
8 settlement and desire to minimize the expenditure of time and money in this case;

9 Based upon the foregoing,

10 IT IS HEREBY STIPULATED AND AGREED that the hearing on Defendant
11 MARTINEZ's Motion to Dismiss Cross-Complaint and the COLLEYS' Counter-
12 Motion to Amend Cross-Complaint currently set for September 25, 2017 at 2:30
13 p.m. in front of the Honorable Judge Jennifer A. Dorsey be continued for a period
14 of at least 30 days to the Court's next available date.

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16 DATED this 15 day of September, 2017. DATED this 15 day of September, 2017.

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18 SOLOMON DWIGGINS & FREER

THRONE & HAUSER

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20 By: /s/ Jeffrey P. Luszeck
21 Jeffrey P. Luszeck, Esq.
22 Bar No. 9619
23 Cheyenne Professional Centre
24 9060 West Cheyenne Avenue
25 Las Vegas, Nevada 89129
26 *Attorneys for Lynn Martinez*

By: /s/ Dawn R. Throne
Dawn R. Throne, Esq.
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*Attorneys for Dianne Colley, Michelle
Colley, Melissa Colley and Megan Colley*

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28 ¹ Plaintiff NATIONWIDE LIFE INSURANCE COMPANY has been dismissed pursuant to Order dated June 1, 2017.

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3 **ORDER**

4 IT IS HEREBY ORDERED, in accordance with the foregoing
5 Stipulation, that the hearing on MARTINEZ's Motion to Dismiss Cross-
6 Complaint and the COLLEYS' Counter-Motion to Amend Cross-Complaint
7 is hereby continued to October 30, 2017 at 3:30 p.m.

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9 DATED this 17th day of September, 2017.

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14 UNITED STATES DISTRICT COURT JUDGE
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